



102703

16805 U.S. PTO

19270 U.S. PTO
10/694103

102703

No. of pages in Specification (including claims and abstract): 27; No. of Claims: 71.No. of Sheets of Drawings: 9; Formal: ☒, Informal: ☐.

Also enclosed are:

- ☐ A Declaration.
- ☐ An Assignment and Recordation Form Cover Sheet.
- ☐ A certified copy of a priority application.
- ☐ A Power of Attorney.
- ☐ An Information Disclosure Statement Under 37 C.F.R. §1.56.

The filing fee pursuant to 37 C.F.R. §1.16 is determined as follows:

☒ Applicant(s) qualify for small entity status under 37 C.F.R. § 1.27.

For	Number Filed	Number Extra	Rate Small Entity/Other Than Small Entity	Total
BASIC FEE (37 CFR 1.16(a))			\$385.00 \$770.00	\$ 385.00
TOTAL CLAIMS (37 CFR 1.16(c))	<u>71</u> - 20	<u>51</u> *	X \$ 9.00 X \$ 18.00	\$ 459.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))	<u>7</u> - 3	<u>4</u> *	X \$ 43.00 X \$ 86.00	\$ 172.00
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))			+ \$145.00 + \$290.00	\$
			TOTAL	\$1,016.00

*If the difference in column 1 is less than zero, enter "0" in column 2.

☒ A check in the amount of \$1,016.00 to cover the filing fee, is enclosed.☐ Please charge Deposit Account No. 06-1325 in the amount of \$_____ to cover the filing fee (\$_____), and assignment recording fee (\$40.00), if applicable.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): James F. Zucherman, Ken Y. Hsu, Charles J. Winslow, John Flynn, Steve Mitchell

Appln. No.: Unknown

Confirm. No.: Unknown

Filed: Herewith

Title: INTERSPINOUS PROCESS IMPLANT WITH
RADIOLUCENT SPACER AND LEAD-IN TISSUE
EXPANDER

PATENT APPLICATION

Art Unit: Unassigned

Examiner: Unassigned

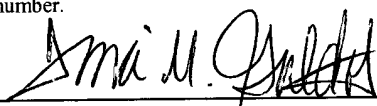
Customer No.: 23910

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
UNDER 37 C.F.R. §1.10

"Express Mail" mailing label number: EV 326481909 US

Date of Mailing: October 27, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service, utilizing the "Express Mail Post Office to Addressee" service addressed to **Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** and mailed on the above Date of Mailing with the above "Express Mail" mailing label number.



Tina M. Galdos (Signature)
Signature Date: October 27, 2003

UTILITY PATENT APPLICATION TRANSMITTAL LETTER UNDER 37 C.F.R §1.53(b)

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application identified as follows:

Inventor(s): James F. Zucherman, Ken Y. Hsu, Charles J. Winslow, John Flynn, Steve Mitchell

Title: INTERSPINOUS PROCESS IMPLANT WITH RADIOLUCENT SPACER AND LEAD-IN
TISSUE EXPANDER

✓

The Commissioner is hereby authorized to charge any deficiencies or credit overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

This application is filed pursuant to 37 C.F.R. §1.53(b) in the name of the above-identified Inventor(s).

✓

This application claims priority to an earlier-filed Provisional patent application, as set forth more fully in this application.

Please direct all correspondence concerning the above-identified application to the following address:

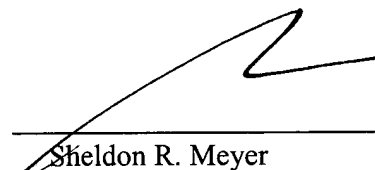
Sheldon R. Meyer
FLIESLER DUBB MEYER & LOVEJOY LLP
Four Embarcadero Center, Fourth Floor
San Francisco, California 94111-4156
Telephone: (415) 362-3800

Respectfully submitted,

Date:

Oct 27 2003

By:


Sheldon R. Meyer
Reg. No. 27,660

FLIESLER DUBB MEYER & LOVEJOY LLP
Four Embarcadero Center, Fourth Floor
San Francisco, California 94111-4156
Telephone: (415) 362-3800